IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 24TH AUGUST 2006 / 2ND BHADRA 1928

Bail Appl..No. 5208 of 2006

CMP.6467/2006 of J.M.F.C.-I,NEDUMANGAD
CRIME NO.64/2006 OF NEDUMANGAD EXCISE RANGE

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PETITIONER/ACCUSED:

CHANDRA BABU @ RAMESAN, S/O.VIKRAMAN,
KIZHAKKUMKARA VEEDU, URALAMKUZHI, MALAYADI,
CHITTUVEETTU MURI, THOLIKKODE, NEDUMANGAD TALUK.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.K.SATHEESH KUMAR

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 5208/2006

DATED THIS THE 24TH DAY OF AUGUST, 2006

O R D E R

The learned Public Prosecutor submitted, when the application came up for consideration, that there are two other cases registered against the petitioner, under the Abkari Act. Therefore, he is not entitled for bail, because of the operation of Section 41A of the Abkari Act. However, the petitioner will be entitled for bail, under Section 167(2) of Cr.P.C., at the appropriate time.

In view of the above, the application is dismissed.

J.M.JAMES
JUDGE

mrcs